

Appeal Period Expires 5/18/11  
 Zoning District I-1

Town of Essex, Vermont  
**Application for Zoning Permit**  
 www.essex.org

Application Date 5/17/11  
 Permit Number 2011-44

All construction is to be completed in accordance with the Town of Essex Zoning Regulations and any/all federal or state regulations now in effect. You are required to post this permit in a conspicuous location on the property during the appeal period and it must remain posted throughout the construction period. You are required to contact the necessary state agencies to obtain state permits @ 879-5676.

Any interested person may appeal the decision of the Zoning Administrator to the Zoning Board of Adjustment within fifteen (15) days of the permit's date of issuance. Commencing construction within this fifteen (15) day appeal period is prohibited by law.

Signed: [Signature]

**A** Parcel Account Numb. (Map-Parcel-Lot) 2- 53 - 4 - 003  
 (found in Town Assessor's Office)  
 Property Address: 3 Morse Drive  
 Owner: Essex Mini Storage Co.  
 Owner Address: 3 Morse Drive  
 Owner Phone: (work) 879-4567 (home) —  
 (cell) 238-7400 (Email) —  
 Contractors name: Peter Morse Phone: —  
 Cell: —  
 Estimated Construction Dates: Start: 6/15/11 Completion: 12/15/11  
 Sq. Feet: 7,800 Estimated Cost (labor & materials): \$ 300,000

**G**

Check box(es) which describe proposed use or construction (circle choice in parenthesis).  
 N = New A = Addition R = Remodel

<b>Residential:</b>	N	A	R
Single Family	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Two-family (duplex)(other)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Multi-family	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Condominium / Townhouse	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mobile home	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Inclusions or Additions:</b>			
Garage (attached) (detached)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Porch (enclosed) (open)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deck	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pool (in) (above) ground	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shed	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barn (residential) (agriculture)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Non-residential:</b>			
Commercial / Industrial	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<b>Stormwater:</b>			
Stormwater	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Erosion Control	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Other:</b>			
Change in use	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Miscellaneous	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Renewal	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**B** Sewage Disposal (Please attach Sewer or Septic Application).  
 Public  Private  Connection Fee \$ \_\_\_\_\_ Date Paid: \_\_\_/\_\_\_/\_\_\_  
 Proposed New Bedrooms: \_\_\_\_\_ Existing Bedrooms: N/A

**C** Water (Please attach Water Service Application). N/A  
 Public  Private  Fee \$ \_\_\_\_\_ Date Paid: \_\_\_/\_\_\_/\_\_\_

**D** Driveway (Please attach copy of approved Curbcut / Utility Application).  
 Date of approval \_\_\_/\_\_\_/\_\_\_ N/A

**E** Stormwater see attached  
 Project disturbs an area greater than or equal to 1 acre – Erosion Control Permit Required. Attach completed permit application.  
 Project creates new or expands existing impervious surface greater than or equal to 1/2 acre – Erosion Control Permit and Stormwater Management Permit required. Attach completed permit application.

**F** Diagram – Show a sketch of project on reverse of this application with property lines, building, and setbacks or attach separate sheet. (Instruction sheet available upon request.)  
TO BE BUILT pursuant to PC APPROVED # 2010-25

**G** Signature of Tenant and Signature of Owner [Signature]

**Office Use Only**

Fees:	Type	Amount	Date Pd
Permit		\$ <u>900.-</u>	<u>5/2/11</u>
Recreation		\$ _____	___/___/___
Recording		\$ <u>20</u>	<u>5/2/11</u>
Certificate of Occ		\$ <u>75</u>	<u>5/2/11</u>
Other		\$ _____	___/___/___

Building Permit  
 Approved  Rejected  Date 5/13/11  
 Issued to: Essex Mini Storage Co.  
 Zoning Administrator: [Signature]  
 Notes: \_\_\_\_\_  
 C.O. Required Yes  No

THIS PERMIT VALID FOR TWELVE (12) MONTHS FROM DATE OF ISSUE

(web) 11/02/10

STATE OF VERMONT  
AGENCY OF NATURAL RESOURCES  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

**STORMWATER DISCHARGE PERMIT**

STORMWATER RUNOFF TO WATERS OF THE STATE

In compliance with provisions of 10 V.S.A. §§1264 and 1264a and the Stormwater Management Rule for Stormwater-Impaired Waters and in accordance with "Terms and Conditions" hereinafter specified,

Essex Mini Storage  
3 Morse Drive  
Essex Junction, VT 05452

(Impervious Area: 0.22 acres)

the permittee, is hereby granted permission to discharge stormwater runoff from Essex Mini Storage located at 5 Morse Drive in Essex, Vermont. Stormwater from the project discharges to groundwater in the Sunderland Brook watershed.

1. Expiration Date: Five years from issuance date of final permit. Note: This permit, unless revoked, modified or suspended, shall be valid until the designated expiration date notwithstanding any intervening change in water quality, effluent, or treatment standards, or classification of the receiving waters including groundwater. However, any such changed standard or classification, and any applicable requirement in a total maximum daily load (TMDL) for the receiving water, shall be applied in determining whether or not to renew this permit, and in determining the conditions of a renewed permit.

The permittee shall reapply for a renewed discharge permit ninety days prior to the expiration date of this permit.

2. Revocation: 10 V.S.A. §1267 provides as follows:

The Secretary may, after notice and opportunity for a public hearing, revoke, modify or suspend this permit if it is found that the permittee submitted false or inaccurate information in its application or has violated any requirement, restrictions, or condition of this permit, or if there is any change in any condition that requires either a temporary or permanent reduction or elimination of the permitted discharge. The Secretary shall impose conditions as the Secretary deems necessary for regulating the discharges of a permittee whose permit has been revoked, modified or suspended. Revocation shall be effective upon actual notice thereof to the permittee.

3. Operating Fees: This discharge is subject to operating fees under 3 V.S.A. §2822. The permittee shall submit the operating fees to the Agency in accordance with procedures provided by the Secretary.
4. Recording in Land Use Records: The permittee shall record a one-page notice of issuance of this discharge permit in the local land records within fourteen (14) days of issuance of this

permit on the form provided by the Secretary, per §22-312 of Stormwater Management Rule For Stormwater Impaired Waters. The permittee shall provide a copy of the recording to the Secretary within fourteen (14) days of the permittee's receipt of the copy of the recording from the local land records.

5. Transfer of Permit: This permit is not transferable without prior written approval of the Secretary. Provided all applicable fees under 3 V.S.A. §2822 have been paid, a permittee may submit a notice of transfer to the Secretary. The notice shall be submitted at least five (5) days prior to the proposed date of transfer. The notice shall state that the prospective permittee has adequate funding to comply with this permit. The permittee shall provide a copy of this permit to the new owner or tenant and inform him of the responsibility to make application for a permit which shall be issued in his name. Any failure to do so shall be considered a violation of this permit.
6. Right of Entry: The permittee shall allow the Secretary, or his or her authorized representatives, at reasonable times, upon presentation of credentials, to enter upon and inspect the permitted premises, and the stormwater collection, treatment and control system and to sample any discharge to determine compliance with this permit and to have access to and inspect and copy any records required to be kept pursuant to this permit.
7. Receiving Waters: Groundwater in the Sunderland Brook watershed.
8. Manner of Discharge:  
  
S/N 001: Stormwater runoff from parking, access drive, and building rooftops via overland sheet flow to two infiltration pretreatment areas, then via catch basin and perforated pipe to an infiltration trench discharging to groundwater in the Sunderland Brook watershed.
9. Wastes Permitted: Stormwater runoff from S/N 001 after treatment in infiltration trench.
10. Volumes Permitted and Frequency of Discharge: Such volumes and frequency as required by the discharge specified in #8 above.
11. Approved Project Design: This project shall be constructed and operated in accordance with the following site plans and details prepared by Lamoureux & Dickinson Consulting Engineers, Inc. and supporting information: Sheet 1, dated 9/13/2010, last revised 12/03/2010; Sheet 2, dated 9/13/2010; and all supporting information.  
  
By reference, the above noted plans are made a part of this permit.
12. Maintenance and Maintenance Reporting Requirements:
  - a. The basins, swales, and related stormwater collection, treatment and control system shall be maintained in good operating condition at all times and **shall be inspected annually and cleaned as necessary to maintain design specifications. The inspections shall be conducted between the conclusion of spring snow melt and June 15<sup>th</sup> of each year.**

- b. Any sediment removed from the swales or basins shall be disposed of properly in accordance with state and federal statutes and regulations.
  - c. **By July 15 of each year the permittee shall submit a written report** to the Department of Environmental Conservation, Water Quality Division, Building 10 North, 103 South Main Street, Waterbury, Vermont 05671-0408. This report shall include, at a minimum:
    - i. for the first report, an inspection and verification that the project was built in compliance with the Approved Project Design per #10 above;
    - ii. the dates and details of any cleaning and maintenance operations carried out in the preceding year;
    - iii. a narrative summarizing the results of any inspections conducted in the preceding year and highlighting any stormwater related problems encountered, and all remedial steps taken in response;
  - d. Should any erosional problems occur, the permittee is required to immediately correct any such problems.
  - e. Any basins, swales, or related stormwater devices used during construction for erosion control shall be inspected and cleaned to design specifications immediately after construction has been completed.
13. Personnel and Training Requirements: Such personnel and training as necessary to fulfill the requirements of #12 above.
14. Monitoring and Reporting Requirement: No monitoring required; reporting requirement as specified in #12 above.
15. Other Requirements:
- a. Treated stormwater runoff is the only waste authorized for disposal under the terms and conditions of this permit. The discharge of any hazardous materials or hazardous waste into the stormwater management system is prohibited.
  - b. The issuance of this permit does not relieve the permittee from the responsibility to obtain any other local, state or federal permits required by law.
16. Secretary's Determination: The Secretary has determined that this project meets the requirements of the Agency's 2002 Stormwater Management Manual and does not increase the sediment or hydrologic load of the receiving stormwater-impaired waters. The Secretary has determined that the proposed discharge will not reduce the quality of the receiving waters below the classification established for them.

17. Right to Appeal to the Environmental Court: Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Court within 30 days of the date of the decision. The appellant must attach to the Notice of Appeal the entry fee of \$250.00, payable to the state of Vermont. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Court; and must be signed by the appellant or their attorney. In addition, the appeal must give the address or location and description of the property, project or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at [www.vermontjudiciary.org](http://www.vermontjudiciary.org). The address for the Environmental Court is 2418 Airport Road, Suite 1, Barre, VT 05641 (Tel. # 802-828-1660).

18. Dated at Waterbury, VT this 4th day of April, 2011

David K. Mears, Commissioner  
Department of Environmental Conservation

By   
Padraic Monks, Program Manager  
Stormwater Management Program

TOWN of ESSEX

ZONING PERMIT NO. 2011-49

ISSUED TO: Essex Mini Storage

ADDRESS: 5 Morse Dr

DATE APPROVED: 5-3-11

SUBJECT TO APPEAL UNTIL: 5-18-11

ZONING ADMINISTRATOR: Shawn A. Kelly